GOVERNMENT OF INDIA
COAL AND MINES
LOK SABHA

UNSTARRED QUESTION NO:5309
ANSWERED ON:29.04.2002
EMPLOYMENT ON COMPASSIONATE GROUND
BASUDEB ACHARIA

Will the Minister of COAL AND MINES be pleased to state:

(a) the details of each pending case regarding employment on compassionate ground in Bharat Coking Coal Limited (BCCL) till date;

(b) whether the Government are aware that the cases are being delayed and then rejected as 'belated' ;

(c) if so, the facts and details thereof, case-wise;

(d) whether there is any provision of rejecting such cases as 'belated' in the National Coal Wage Agreement; and

(e) if so, the details thereof ?

Answer

THE MINISTER OF COAL & MINES (SHRI RAM VILAS PASWAN)

(a): As reported by Coal India Limited, 171cases are yet to be cleared. These cases are under process. It is a continuous process. While earlier cases are being cleared, fresh cases are also received.

However, main reasons for delay in final disposal of cases may be summarised as below:-

1. Due to variance in information given in the application by the claimants, report of police verification is essential, to ascertain the genuinity, and it takes time for submission of such reports by the State authorities.

2. In some cases, the claimant was below the age of 15 years on date of death of the employee. As per provisions of National Coal Wage Agreement (NCWA) the age of dependent must be above 15 years on the date of death of the employee.

3. In some cases, male dependents who are above 35 years of age as per service excerpts submitted by the employee are asking for age determination.

4. In case of female dependents, where only monetary compensation is offered, they are also asking employment claiming to be below 45 years, though as per service excerpts submitted by the ex .employee their age is above 45 years.

5. There are cases, where the applicant has submitted application after a lapse of up to 15 years. In such cases, in order to ascertain the exact position, it requires some verification to ascertain the correct dependent.

6. There are claims and counter claims from different dependents and there are some cases which are sub judice.

7. There are cases of second and third wife, all claming to be dependents.

8. In some cases, employment is provided to the dependent who are declared medically unfit for underground job and subsequently another dependent claims for employment.

9. Name of the claimants as available in Company's records, varies from those mentioned in educational qualification certificates.

10. There are cases of adopted son which also takes time to verify / process.

11. There is wide gap between last day of working and reported date of death. Checking of such variation also takes time.

(b) & (c): As reported by CIL, no case is being delayed. However, in certain cases, the dependents fail to furnish the desired documents in support of genunity of relationship etc. If the dependents fail to furnish the documents for years together, such cases are being treated as doubtful and not considered.

(d) & (e): No, Sir. There is no such provision under NCWA. However, being cases of employment on compassionate, ground, it is expected that the claim should be made within reasonable limits.